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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 3/14/07

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID L. GARCIA,

Defendant.

Case No.: CR 05-00342-RMW

STIPULATION AND ORDER
RESCHEDULING SENTENCING HEARING

IT IS HEREBY STIPULATED between the parties and based upon such stipulation it is hereby ordered, that the defendant's sentencing hearing, which was scheduled for Monday, February 12, 2007 at 10:00 a.m. be continued and a new sentencing hearing date of Monday, February 22, 2007 at 2:00 p.m. is hereby set. The reason for this stipulation is because John Glang, A.U.S.A. has become ill as of February 8, 2007 and it is not anticipated he will be well in time for the hearing.

It is so stipulated.

Dated: 2-9-07.

_____/s/John Glang_____
JOHN N. GLANG
Assistant United States Attorney

It is so stipulated.

Dated: 2-9-07.

_____/s/ Robert Lyons_____
ROBERT W. LYONS
Attorney for Defendant

It is so ORDERED:

1 Dated: 3/14/07.

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge